

REMARKS

Applicant has included formal drawings with this response.

Claims 1, 4-9 and 18 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kaufman et al. (US Patent No. 5,335,816) in view of Cihanek (US Patent No. 6,813,569). The Examiner admits that Kaufman does not disclose a freezer. The Examiner states that Cihanek discloses this feature, and it would be obvious employ a freezer in Kaufman. Applicant respectfully disagrees.

The claimed invention is not obvious. Kaufman discloses an interactive medication delivery system for medication prepackaged in blister packages 102. The blister packages 102 are typically prepared by a pharmacy or drug distributor and contain dosages of all the medications prescribed to be taken at a given time. Using the sealed packages 102 lengthens the "shelf life" of the medication (column 5, lines 9 to 10). Medications are temperature sensitive and need to be kept at the required temperature. There is no reason to refrigerate medicines that do not need to be refrigerated, and unnecessarily refrigerating certain medicines could have a negative effect. Kaufman does not disclose any that refrigeration or freezing of the medications is necessary. Therefore, there is no motivation to refrigerate or freeze the medications of Kaufman. The claimed invention is not obvious, and Applicant respectfully requests that the rejection be withdrawn.

Claims 2, 3, 10 and 13-17 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kaufman in view of Cihanek and Tansley (US Patent No. 2,315,827). Claims 2, 3, 10 and 13-17 depend on patentable independent claim 1 and are allowable for the reasons set forth above. The claimed invention is not obvious because it is not obvious to employ a freezer in Kaufman. Applicant respectfully requests that the rejection be withdrawn.

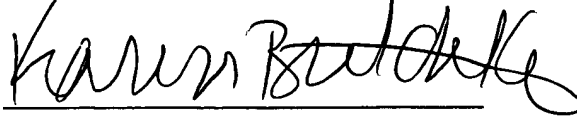
Claims 11 and 12 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kaufman in view of Cihanek, Tansley and Nigro (US Patent No. 3,998,238). Claims 11 and 12 depend on patentable independent claim 1 and are allowable for the reasons set forth above. The claimed invention is not obvious because it is not obvious to employ a freezer in Kaufman. Applicant respectfully requests that the rejection be withdrawn.

Thus, claims 1-20 are in condition for allowance. No additional fees are seen to be required. If any additional fees are due, however, the Commissioner is authorized to charge Deposit Account No. 50-1482, in the name of Carlson, Gaskey & Olds, P.C., for any additional fees

or credit the account for any overpayment. Therefore, favorable reconsideration and allowance of this application is respectfully requested.

Respectfully Submitted,

CARLSON, GASKEY & OLDS, P.C.

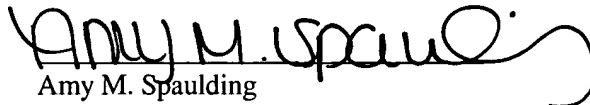


Karin H. Butchko
Registration No. 45,864
400 West Maple Road, Suite 350
Birmingham, Michigan 48009
Telephone: (248) 988-8360
Facsimile: (248) 988-8363

Dated: August 9, 2006

CERTIFICATE OF MAIL

I hereby certify that the enclosed response is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 9, 2006.


Amy M. Spaulding